

1 JEFFREY H. WOOD  
2 Acting Assistant Attorney General  
3 United States Department of Justice  
4 Environment & Natural Resources Division

5 S. DEREK SHUGERT, OH Bar No. 84188  
6 Natural Resources Section  
7 Post Office Box 7611  
8 Washington, D.C. 20044-7611  
9 Phone: (202) 514-9269  
10 Fax: (202) 305-0506  
11 shawn.shugert@usdoj.gov

12 *Attorneys for Federal Defendants*

13 UNITED STATES DISTRICT COURT  
14 SOUTHERN DISTRICT OF CALIFORNIA  
15 SAN DIEGO DIVISION

16 WHITEWATER DRAW NATURAL  
17 RESOURCE CONSERVATION  
18 DISTRICT, *et al.*,

19 Plaintiffs,

20 v.

21 KIRSTJEN M. NIELSEN, *et al.*,

22 Federal Defendants.

Case No. 3:16-cv-2583

**JOINT MOTION FOR AN  
EXTENSION OF TIME FOR  
FEDERAL DEFENDANTS TO  
ANSWER AMENDED COMPLAINT**

Hon. H. James Lorenz

1 The parties have conferred and respectfully request a thirty-day extension of the  
2 deadline for Federal Defendants to respond to Plaintiffs' Amended Complaint (ECF No.  
3 44), which would make the answer or a responsive pleading due on November 14, 2018.  
4 In support of this motion, the parties state the following:

5 1. On September 30, 2018, the Court granted Federal Defendants' Partial Motion  
6 to Dismiss. Under Federal Rule of Civil Procedure 12(a), Federal Defendants' answer or  
7 responsive pleading is currently due October 15, 2018.

8 2. Counsel of record for Federal Defendants, S. Derek Shugert, is temporarily  
9 detailing to another division within the Department of Justice and will be replaced by  
10 Barclay Samford in this matter. Mr. Shugert departs the Environment & Natural  
11 Resources Division on October 12, 2018. Mr. Shugert will file a notice of substitution of  
12 counsel early next week.

13 3. Mr. Samford will need a short amount of time to become acquainted with the  
14 pleadings to prepare and file an answer.

15 Accordingly, the parties hereby agree to an extension, until November 14, 2018,  
16 for Federal Defendants to respond to the Amended Complaint and request that the Court  
17 enter an order granting such an extension.

1  
2 DATED: October 4, 2018

Respectfully submitted,

JEFFREY H. WOOD  
Acting Assistant Attorney General  
United States Department of Justice  
Environment & Natural Resources Division

5  
6 By /s/ S. Derek Shugert  
S. DEREK SHUGERT  
7 Trial Attorney, Natural Resources Section  
8 Post Office Box 7611  
9 Washington, D.C. 20044-7611  
10 Tel: (202) 514-9269; Fax: (202) 305-0506  
E-mail: shawn.shugert@usdoj.gov

11 *Attorneys for Federal Defendants*

12 /s/ Julie B. Axelrod  
13 (Authorized on October 3, 2018)  
14 Julie B. Axelrod  
15 Center for Immigration Studies  
16 1629 K St, Suite 600  
17 Washington, D.C., 20006  
Telephone: (202) 232-5590

18 Lesley Blackner  
19 340 Royal Poinciana Way  
Suite 317-377  
20 Palm Beach, FL  
21 Telephone: (561) 659-5754

22 James P. Miller  
23 JP Miller Law  
24 181 Rea Ave., Ste. 101  
El Cajon, CA 92020  
25 Telephone: (619) 590-0383

26 *Attorneys for Plaintiffs*  
27  
28

**Signature Certification**

Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures Manual, I hereby certify that the content of this document is acceptable to Julie Axelrod, counsel for Plaintiffs, and that I have obtained Ms. Axelrod's authorization to affix her electronic signature to this document.

/s/ S. Derek Shugert  
S. DEREK SHUGERT  
Attorney for Federal Defendants